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Date: October 28, 2003

Docket No.: 0171-1032P

MS PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a continuation divisional
 continuation-in-part application under 37 C.F.R. § 1.53(b) of
pending prior Application No. 09/691,213 filed on October 19,
2000, the entire contents of which are hereby incorporated by
reference,
by

Kazuo SAITO; Atsushi HAGIWARA; Takashi MAKI; Atsushi MIYAZAWA

for

CARBONACEOUS COMPOSITE MATERIAL, PROCESS FOR PRODUCTION THEREOF,
FUEL CELL SEPARATOR, AND POLYMER ELECTROLYTE FUEL CELL

1. Enclosed is an application consisting of specification,
claims, declaration and drawings/photographs (if
applicable).

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10/28/03

2. The filing fee has been calculated as follows:

		LARGE ENTITY		SMALL ENTITY		
BASIC FEE		\$770.00		\$385.00		
	NUMBER FILED	NUMBER EXTRA	RATE	FEE	RATE	FEE
TOTAL CLAIMS	4-20 =	0	x 18 =	\$0.00	x 9 =	\$0.00
INDEPENDENT CLAIMS	2-3 =	0	x 86 =	\$0.00	x 43 =	\$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$290.00		+ \$145.00	
		TOTAL	\$770.00		\$0.00	

3. A check in the amount of \$770.00 to cover the filing fee and recording fee (if applicable) is enclosed.

4. Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.

5. Enclosed is/are three (3) sheet(s) of formal drawings and/or photographs.

6a. A statement claiming small entity status was filed in prior Application No. 09/691,213 on _____. See the attached copy of the statement claiming small entity status.

6b. The current application qualifies for small entity status.

7. The prior application is assigned to Nisshinbo Industries, Inc.

8. A Preliminary Amendment is enclosed.

9a. Priority of Application No(s). 11-298204 filed in Japan on October 20, 1999 is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on October 19, 2000.

9b. Priority of International Appln. _____ filed on _____ under the Patent Cooperation Treaty and _____

Application No. _____ filed in _____ on _____ under 35 U.S.C. § 120 and/or § 119 are hereby reclaimed.

10. An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.

11. Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000
or
Customer No. 02292

12. An extension of time for _____ () month(s) until _____ has been submitted in parent Application No. 09/691,213 in order to establish co-pendency with the present application.

13. Also enclosed herewith is the following:

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By Gerald M. Murphy, Jr. #43575
Gerald M. Murphy, Jr., #28,977
for

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Attachment(s)

(Rev. 09/30/03)